

## EXHIBIT R

Daniel  
Rooney/Chicago/Kirkland-Elli  
s

03/02/2007 10:13 AM

To Karla Sanchez/Chicago/Kirkland-Ellis@K&E

cc

bcc

Subject Fw: W.R. Grace-- Celotex and CPFI Subpoenas

for the third party file.

----- Forwarded by Daniel Rooney/Chicago/Kirkland-Ellis on 03/02/2007 10:13 AM -----



Ellen  
Ahern/Chicago/Kirkland-Elli  
s

03/02/2007 10:09 AM

To Daniel Rooney/Chicago/Kirkland-Ellis@K&E

cc

Subject Fw: W.R. Grace-- Celotex and CPFI Subpoenas

for file

----- Forwarded by Ellen Ahern/Chicago/Kirkland-Ellis on 03/02/2007 10:09 AM -----

Amanda Basta/Washington  
DC/Kirkland-Ellis

03/02/2007 09:59 AM

To "Alan Rich" <arich@baronbudd.com>

bharding@kirkland.com, eahern@kirkland.com,

cc jbaer@kirkland.com, lesayian@kirkland.com,

ndf@capdale.com

Subject Re: W.R. Grace-- Celotex and CPFI Subpoenas

Alan--

We are continuing to negotiate with the trusts, but have not yet reached any agreements. As our negotiations are ongoing, we see no problem with extending the objection deadline an additional week.

Regards,

Amanda

Amanda Basta  
Kirkland & Ellis LLP  
655 15 th Street NW  
Washington DC 20005  
(202) 879-5933  
(202) 879-5200 (fax)

(Admitted only in Massachusetts and practice is supervised by principals of the Firm)

"Alan Rich"  
<arich@baronbudd.com>

03/01/2007 12:31 PM

To <ABasta@kirkland.com>

<bharding@kirkland.com>, <eahern@kirkland.com>, <jbaer@kirkland.com>,

cc

<lesayian@kirkland.com>, <ndf@capdale.com>

Subj Re: W.R. Grace-- Celotex and CPFI Subpoenas  
ect

My extention to file Objectios to the Celotex and CPFI subpoenas expires tomorrow.

Have you reached an agreement with them to limit your request to Grace Claimants yet?

If not, should we extend the objection deadline another week, or should I go ahead and file tomorrow?

Regards,

Alan

-----Original Message-----

From: Alan Rich <arich@baronbudd.com>

To: 'ABasta@kirkland.com' <ABasta@kirkland.com>

CC: 'bharding@kirkland.com' <bharding@kirkland.com>; 'eahern@kirkland.com' <eahern@kirkland.com>;

'jbaer@kirkland.com' <jbaer@kirkland.com>; 'JMarvin@claimsres.com' <JMarvin@claimsres.com>;

'lesayian@kirkland.com' <lesayian@kirkland.com>; 'ndf@capdale.com' <ndf@capdale.com>

Sent: Wed Feb 14 10:48:19 2007

Subject: Re: W.R. Grace-- Celotex Subpoena

Thank you. Please note, however, that by my calculations, the objections are due Friday (CRMC) and Monday (Celotex), therefore, I really need to know either way by the end of the day today, unless you are also willing to agree (by the end of today) to extensions of the objection dates.

Alan Rich

-----Original Message-----

From: Amanda Basta <ABasta@kirkland.com>

To: Alan Rich <arich@baronbudd.com>

CC: Barbara Harding <bharding@kirkland.com>; Ellen Ahern <eahern@kirkland.com>; Janet Baer

<jbaer@kirkland.com>; Jodye Marvin (E-mail) <JMarvin@claimsres.com>; Lisa Esayian

<lesayian@kirkland.com>; Nate Finch (E-mail) <ndf@capdale.com>

Sent: Wed Feb 14 10:42:23 2007

Subject: RE: W.R. Grace-- Celotex Subpoena

Mr. Rich--

In furtherance of meet and confer efforts, we will attempt to determine if there is a way to limit Request Number 1 to Grace Claimants that does not cause undue delay, burden on the subpoena recipient, or other technical issues. We hope we can resolve this amicably without necessitating motions practice, and we will get back to you once we can make that determination.

Regards,

Amanda

Amanda Basta

Kirkland & Ellis LLP  
655 15 th Street NW  
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(202) 879-5933  
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"Alan Rich" <arich@baronbudd.com>

02/13/2007 05:51 PM

To

"Amanda Basta" <ABasta@kirkland.com>

cc

"Barbara Harding" <bharding@kirkland.com>, "Ellen Ahern" <eahern@kirkland.com>, "Janet Baer" <jbaer@kirkland.com>, "Lisa Esayian" <lesayian@kirkland.com>, "Nate Finch \ (E-mail) " <ndf@capdale.com (Email)>, "Jodye Marvin \ (E-mail) " <JMarvin@claimsres.com>

Subject

RE: W.R. Grace-- Celotex Subpoena

Barbara -- I take it that this is the answer you said would be forthcoming(?)

If so, please consider this my attempt to meet and confer with you prior to filing objections to the scope of request No. 1 to the subpoenas. We believe that the requests are improper and invade the rights of our clients who are not also "Claimants." If you intend to proceed by seeking all documents regarding anyone who has made a claim against those trusts, even if those persons are not Claimants in the Grace bankruptcy, we will file motions to quash.

Please let me know at your earliest convenience whether you will agree to modify your subpoenas.

Regards,

Alan Rich

-----Original Message-----

From: Amanda Basta [<mailto:ABasta@kirkland.com>]

Sent: Tuesday, February 13, 2007 4:34 PM

To: Alan Rich

Cc: Barbara Harding; Ellen Ahern; Janet Baer; Lisa Esayian

Subject: RE: W.R. Grace-- Celotex Subpoena

Mr. Rich--

The subpoena seeks information regarding each person who has filed a claim with the Celotex Trust (as does the subpoena served on CRMC).

Regards,

Amanda

Amanda Basta  
Kirkland & Ellis LLP  
655 15 th Street NW  
Washington DC 20005  
(202) 879-5933  
(202) 879-5200 (fax)  
(Admitted only in Massachusetts and practice is supervised by principals of the Firm)

"Alan Rich" <arich@baronbudd.com>

02/13/2007 04:23 PM

To

"Amanda Basta" <ABasta@kirkland.com>

cc

"Janet Baer" <jbaer@kirkland.com>, "Lisa Esayan" <lesayan@kirkland.com>, "Ellen Ahern" <eahern@kirkland.com>, "Barbara Harding" <bharding@kirkland.com>

Subject

RE: W.R. Grace-- Celotex Subpoena

Thanks for the subpoena. I have the same question about this subpoena as I did about the CRMC subpoena (although no answer has yet been received):

With regard to the Celotex subpoena, can you clarify whether document request no. 1 seeks information on "each person" who has filed a claim with the Celotex Trust (as stated in the opening part of that request), or is that request limit to information about "Claimants" (as defined in the definitions section) by virtue of subparagraph (b) of that request?

Please respond at your earliest convenience, as your response is important to whether we file an objection.

Regards,

Alan Rich

-----Original Message-----

From: Amanda Basta [<mailto:ABasta@kirkland.com>]

Sent: Monday, February 12, 2007 5:34 PM

To: Alan Rich

Cc: Janet Baer; Lisa Esayan; Ellen Ahern; Barbara Harding

Subject: W.R. Grace-- Celotex Subpoena

Mr. Rich--

Jan Baer forwarded me your request for a copy of the subpoena that Grace served on the Celotex Trust. I attach the same. Please let us know if you have any further questions.

Regards,

Amanda

Amanda Basta  
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Washington DC 20005  
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(202) 879-5200 (fax)  
(Admitted only in Massachusetts and practice is supervised by principals of the Firm)  
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